

01/18/02
JC698 U.S. PTO

Attorney Docket No. 1684/44903DV

JC997 U.S. PTO
10/050545
01/18/02

**REQUEST FOR FILING A PATENT APPLICATION UNDER
UNDER 37 C.F.R. §1.53(b)**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application Serial No: **09/335,282**

Filed: **July 28, 1999**

Examiner: **T. Duong**

Group: **3743**

BOX PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a divisional application under 37 C.F.R. §1.53(b) of pending prior application Serial No. 09/355,282, filed July 28, 1999, of NAKAGAWA, Yuji, INOUE, Keita and IKE, Minoru, entitled HEAT-RESISTANT ASSEMBLY FOR PROTECTING BOILER TUBES AND METHOD OF ASSEMBLING SAME.

1. Accompanying this order is a true copy of the prior application as originally filed with a copy of executed Declaration and Power of Attorney.
2. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
3. Cancel in this application original Claims 1-9 of the prior application before calculating the filing fee.
4. The filing fee is calculated below:

**CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT**

Basic Fee					\$370/740	=	\$740.00
Total Claims	<u>3</u>	-	20	=	0 x \$ 9/18	=	\$
Independent Claims	<u>2</u>	-	3	=	0 x \$42/84	=	\$
Multiple Dependent Claim Presented					\$140/280	=	\$
Total Filing Fee							<u>\$740.00</u>

- 5 A check in the amount of \$740.00 to cover the filing fee is enclosed.
6. The Commissioner is hereby authorized to charge any additional fee, or credit any overpayment to Deposit Account No. 05-1323 (Docket No. 1684/44903DV).
7. Kindly amend the specification by inserting before the first line the following sentence:
- This application is a division of co-pending application Serial No. 09/355,282, filed July 28, 1999.--
8. The prior application is assigned to Mitsubishi Heavy Industries, Ltd and was recorded on October 27, 1999 at Reel 010362, Frame 0990.
9. Priority of application No. JP 9-343849 filed on November 28, 1997 is claimed under 35 USC §119. The certified copy of the priority document has been submitted in parent application Serial No. 09/355,282, filed July 28, 1999.
10. The power of attorney in the prior application is to:

James. F. McKeown, Reg. No. 25,406
Donald D. Evenson, Reg. No. 26,160
Gary R. Edwards, Reg. No. 31,824
Joseph D. Evans, Reg. No. 26,269
Jeffrey D. Sanok, Reg. No. 32,169
Herbert I. Cantor, Reg. No. 24,392

and appears in the original application papers in the prior application.

11. Address all future correspondence to:



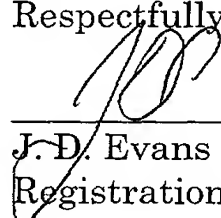
J. D. Evans
CROWELL & MORING LLP
P.O. Box 14300
Washington, D.C. 20044-4300
Facsimile No.: (202) 628-8844

Address telephone communications to J. D. Evans at (202) 624-2845.

12. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.

January 18, 2002

Respectfully submitted,



J. D. Evans
Registration No. 26,269

CROWELL & MORING LLP
P.O. Box 14300
Washington, D.C. 20044-4300
Telephone No.: (202) 624-2500
Facsimile No.: (202) 628-8844

JDE:ast